

# Notice of Allowability

Application No.

10/007,794

Examiner

Kelly L. Jerabek

Applicant(s)

TABATA, KENJI

Art Unit

2622

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to After Final Amendment filed 7/3/2006.
2. ☒ The allowed claim(s) is/are 1 and 4.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☒ All b) ☐ Some\* c) ☐ None of the:
    1. ☒ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

  
VIVEK SRIVASTAVA  
PRIMARY EXAMINER

### DETAILED ACTION

This case has been transferred to Examiner Kelly Jerabek. Please direct all future correspondence to Examiner Jerabek whose contact information may be found at the end of this office action.

### *Allowable Subject Matter*

**Claims 1 and 4 are allowed.**

Re claim 1, the prior art of record fails to teach or suggest, "A digital camera, comprising: an image record number for recording images, which are formed within length-direction image pickup effective ranges and breadth-direction image pickup effective ranges set in a solid state image pickup device disposed in a main body of said digital camera, into a record medium in a form of electronic data; an image pickup effective range change member for changing the length-direction image pickup effective ranges and the breadth-direction image pickup effective ranges in said solid state image pickup device; and **an image pickup effective range setting table having a register of a plurality of records respectively indicating correspondences between the length-direction image pickup effective ranges and the breadth-direction image pickup effective ranges, wherein said image pickup effective range change member includes a length-direction range change button capable of executing an**

Art Unit: 2622

**input operation to increase the length-direction image pickup effective ranges, and a breadth-direction range change button capable of executing an input operation to increase the breadth direction image pickup effective ranges; and when said length-direction range change button or said breadth-direction range change button is operated, said image pickup effective range change member changes the length-direction image pickup effective ranges and breadth-direction image pickup effective ranges using the image pickup effective range setting table”.**

Re claim 4, the prior art of record fails to teach or suggest, “A digital camera, comprising: an image record number for recording images, which are formed within length-direction image pickup effective ranges and breadth-direction image pickup effective ranges set in a solid state image pickup device disposed in a main body of said digital camera, into a record medium in a form of electronic data; an image pickup effective range change member for changing the image pickup area of said images set in said solid state image pickup device, that is, said length-direction image pickup effective ranges and said breadth-direction image pickup effective ranges; and **an image pickup effective range setting table having a register of a plurality of records respectively indicating correspondences between the length-direction image pickup effective ranges and the breadth-direction image pickup effective ranges, wherein when there is input a change instruction for said length-direction range change button or said breadth-direction range change**

**button, said image pickup effective range change member changes the length-direction image pickup effective ranges and the breadth-direction image pickup effective ranges using the image pickup effective range setting table”.**

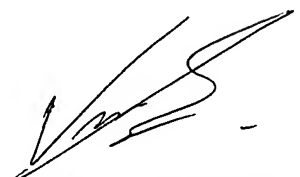
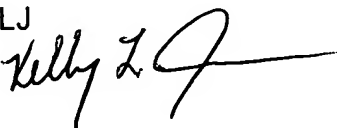
### ***Contacts***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kelly L. Jerabek whose telephone number is (571) 272-7312. The examiner can normally be reached on Monday - Friday (8:00 AM - 5:00 PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vivek Srivastava can be reached on (571) 272-7304. The fax phone number for submitting all Official communications is (703) 872-9306. The fax phone number for submitting informal communications such as drafts, proposed amendments, etc., may be faxed directly to the Examiner at (571) 273-7312.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

KLJ



VIVEK SRIVASTAVA  
PRIMARY EXAMINER